GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

EFS&T Department -Diversion of 2.59 Ha. of forest land in Compt. No.313 of Gulamaliabad South RF, Dhone Range, Kurnool Division for grant of quarry lease for Road metal in favour of M/s.G.M.R.Stone Crushers, (Prop. Sri G.Maddilety Reddy) Banaganapalli – Permission accorded – Orders – Issued.

ENVIRONEMNT, FORESTS, SCIENCE & TECHNOLOGY (Section-II) DEPARTMENT

G.O.MS.No. 9 **Dated: 12-02-2021.**

Read the following:-

1.From PCCF (HoFF), A.P., Guntur, Lr.Rc.No.6574/2017-FCA-2, Dated.23.09.2018.
2.State Govt.Lr.No.EFS01-12021/125/Section.II/2018, EFS&T(Sec.II) Dept., Dated: 26.09.2018.
3.From GoI, MoEF& C.C, RO, Chennai, Lr.F.No.4-APB082/2018-CHN/0105, Dated.24.01.2019.
4.State Govt.Lr.No.4388/Section.II/2018, EFS&T(Sec.II) Dept., Dated:27.10.2020.
5.From GoI, MoEF& C.C, IRO, Vijayawada, Lr.F.No.4-APB082/2018-CHN-7, Dated.22-12-2020.

***

ORDER:

In the letter first read above, the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, has submitted a proposal under Forest (Conservation) Act, 1980, for diversion of 2.59 Ha. of forest land in Compt.No.313 of Gulamaliabad South RF, Dhone Range, Kurnool Division for grant of quarry lease for road metal in favour of M/s.G.M.R.Stone Crushers, (Prop. Sri G.Maddilety Reddy) Banaganapalli and requested to forward the same to Government of India, Ministry of Environment, Forests, & Climate Change, Regional Office, Chennai for according necessary approval under Section-2 of Forest (Conservation) Act, 1980.

2. In the letter 2nd read above, the proposal of the Principal Chief Conservator of Forests was sent to Government of India, Ministry of Environment & Forests, Regional Office, Chennai for their approval under Section-2 of Forest (Conservation) Act, 1980.

3. In the letter 3rd read above, the Government of India, Ministry of Environment & Forests, Regional Office, Chennai have accorded in-principle (Stage-I) approval under Section-2 of Forest (Conservation) Act,1980, for the proposal, subject to compliance of certain conditions as stipulated therein. Accordingly, in the letter 4th read above, the State Government furnished compliance report on the conditions stipulated by the Government of India, Ministry of Environment & Forests, Regional Office, Chennai while according in-principle (Stage-I) approval.

4. In the letter 5th read above, the Government of India, Ministry of Environment, Forests & Climate Change, Integrated Regional Office, Vijayawada have accorded (Stage-II) approval under Section-2 of Forest (Conservation) Act, 1980, for diversion of 2.59 Ha. of forest land in Compt. No.313 of Gulamaliabad South RF, Dhone Range, Kurnool Division for grant of quarry lease for road metal in favour of M/s. G.M.R.Stone Crushers, (Prop. Sri G.Maddilety Reddy) Banaganapalli, subject to certain conditions as stipulated therein.

5. After careful examination of the proposal, the Government hereby accord permission to the Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, for diversion of 2.59 Ha. of forest land in Compt. No.313 of Gulamaliabad South RF, Dhone Range, Kurnool Division for grant of quarry lease for road metal in favour of M/s. G.M.R.Stone Crushers, (Prop. Sri G.Maddilety Reddy) Banaganapalli, subject to the following conditions:-

1. Legal status of the diverted forest land shall remain unchanged;

2. The demarcation of the forest area proposed for diversion shall be carried out by erecting 4 feet high concrete pillars duly numbered at an interval of 20 mtrs at the cost of User Agency. The User Agency shall ensure demarcation of boundary of safety zone (7.5 meter strip all along the boundary within the mining lease area);

3. Compensatory afforestation over identified non-forest land of **2.61 ha** in Sy.No.98/1, 98/2, 98/3, 98/4 of Kommemarri (V) of Peapully Mandal, Kurnool District, shall be raised and maintained by the State Forest Department from the funds already realized from the User Agency;

4. A minimum of 1000 plants / ha of diverted forest area shall be planted in the identified CA land. In case, the required numbers could not be planted therein, the balance shall be planted in the nearby RF/PF by the State Forest Department at the cost of the User Agency;

5. The mutated non-forest land in favour of the State Forest Department for the purpose of compensatory afforestation shall be declared as Reserved Forest under Section-4 or Protected Forest under Section-29 of the Indian Forest Act, 1927 or under the relevant Section(s) of the State Forest Act. The Nodal Officer shall report compliance within a period of six months from the date of grant of final approval and send a copy of the original notification to this office for information and record;

6. The approved compensatory afforestation scheme shall not be changed without prior approval of the Central Government;

7. Additional amount of the Net Present Value (NPV) of the diverted forest land if any, becoming due after revision of the same by the Hon'ble Supreme Court of India in future, shall be charged by the State Government from the User Agency;

8. In case the mining lease is adjoining habitation, the stretch of the boundary of the safety zone of the lease adjacent to the habitation/roads should be properly fenced by the User Agency at the project cost to protect the vegetation/regeneration activities in the safety zone;

9. Safety zone shall be maintained as green belt and to ensure dense canopy cover in the area, regeneration activity shall be taken up by the State Forest Department from the amount already been realized from the User Agency;

10. The State Forest Department shall carry out afforestation and its maintenance on degraded forest land over 1.036 ha (one and half times the extent of safety zone) in Compt No.186, Kothaburuju RF, Malyala Beat, Dhone Section of Dhone Range from the amount already been realized from the User Agency;

11. The State Forest Department shall undertake gap planting and soil & moisture conservation activities to restock and rejuvenate the degraded open forest (having crown density less than 0.4), if any, located in the area within 100 meters from outer perimeter of the mining lease using native species, from the amount already been realized from the User Agency;

12. The User Agency shall undertake mining and concurrent reclamation in a phased manner as per the approved mining plan, and submit an annual compliance report to the Integrated Regional Office, Vijayawada. If it is found that the activities indicated in the reclamation plan are not being executed by the User Agency, the State Government or the Regional Office, IRO Vijayawada may direct that the mining activities shall remain suspended till such time, such reclamation activities are satisfactorily executed;

13. The User Agency shall ensure stabilization of the overburden dumps by appropriate grading/ benching so as to ensure that angle of repose at any given place is less than 28° ;

14. Diversion of the said forest land under this approval shall be for a period co-terminus with the period of the mining lease proposed to be granted under the Mines and Minerals (Development and Regulation) amendment Act, 2015, or Rules

framed there under. The User Agency shall submit a copy of the Mining lease once obtained, to the Integrated Regional Office, Vijayawada for record;

15. The User Agency shall obtain Environment Clearance as per the provisions of the Environmental (Protection) Act, 1986;

16. Consent of the State Pollution Control Board shall be obtained under the Air and Water Act before commencement of mining operations and it shall be renewed regularly:

17. No labour camps shall be established on the forest land. The User Agency shall provide firewood, preferably alternate fuel to the labourers and the staff working at the site so as to avoid any damage and pressure on the adjacent forest areas;

18. Only temporary storage sheds shall be set up in the area and no permanent structure shall be constructed;

19. The layout plan of the proposal shall not be changed without prior approval of the Central Government;

20. The User Agency and the State Government shall ensure compliance to all the Acts, Rules, Regulations and Guidelines of the Ministry, for the time being in force, as applicable to such project;

21. The forest land shall not be used for any purpose other than that specified in the proposal and total forest area utilized for the project shall not exceed **2.59 ha** (including safety zone area).

22. The forest land proposed to be diverted shall under no circumstances be transferred or sublet to any other agency or Department or person without prior approval of the Central Government;

23. The Principal Chief Conservator of Forests & HoFF, Andhra Pradesh shall ensure that the approved CA scheme is implemented in its entirety and the CA plantations are maintained for 10 years as per the approved CA scheme. Suitable instructions may be issued to the field officers in this regard and if need be, the FSR may be suitably modified to facilitate this;

24. Any other condition that the Regional Officer, IRO Vijayawada may impose from time to time in the interest of afforestation, conservation and management of flora and fauna in the area shall be complied by the User Agency;

25. Violation of any of these conditions will amount to violation of Forest (Conservation) Act, 1980 and action would be taken as per prescribed in para 1.21 of Chapter 1 of the Handbook of comprehensive guidelines of Forest (Conservation) Act, 1980 as issued by this Ministry's letter No.5-2/2017-FC, dated 28.03.2019;

6. The Principal Chief Conservator of Forests & Head of Forest Force, Andhra Pradesh, shall take further necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

VIJAY KUMAR GSRKR
SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests & Head of Forest Force,
Andhra Pradesh, Guntur.

Copy to:
The Additional Principal Chief Conservator of Forests (Central)
Government of India, Ministry of Environment & Forests,
Regional Office, 1st and 2nd Floors,
Handloom Export promotion Council Building
34, Cathedral Garden Road, Nungambakkam, Chennai – 600034.

The Inspector General of Forests (Central)
Government of India, Ministry of Environment, Forests & Climate Change,
Integrated Regional Office, Vijayawada,
Camp Office:National Tiger Conservation Authority,
Regional Office (South Zone)
Bengaluru-560076.

M/s.GMR Crushers, G.Maddileti Reddy, H.No.2/41, Banaganapalli,
Kurnool-518124.

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER